

RESOLUTION NO. 2023-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EUREKA APPROVING
THE FINAL MAP FOR THE BODE MAJOR SUBDIVISION SDMJ-20-0001 LOCATED
AT 3634 E STREET (APN 010-293-022)**

WHEREAS, the applicants, Mike and Ryan Bode, are requesting approval of a final map to subdivide a 13,386-square-foot (sf) corner parcel located at 3634 E Street (APN 010-239-022) into two parcels (Subdivision A); and

WHEREAS, resultant Parcel A1 will be 7,243.6 sf, and will remain a corner lot and is developed with an existing single-family home, attached accessory dwelling unit (ADU) and two attached garages, and resultant Parcel A2 will be 6,142.4 sf, and will become an interior lot with an existing detached garage which is being used as storage for construction equipment associated with the development of adjoining residential lots to the west and will be removed prior to development of the site; and

WHEREAS, the Planning Commission of the City of Eureka did hold a duly noticed public hearing at City Hall in the City of Eureka on January 10, 2022 at 5:30 p.m., both in-person in the Council Chamber and via Zoom, to consider the tentative subdivision map approval request, and voted unanimously to conditionally approve the Tentative Map with one commissioner absent; and

WHEREAS, the 15-day appeal period for the Planning Commission's decision ended on January 25, 2022 with no appeal filed, and subsequently staff provided a report to the City Council at their February 15, 2022 meeting at which, Council took no further action and the Planning Commission's action to conditionally approve the tentative subdivision map was final; and

WHEREAS, the applicants completed the applicable conditions of approval and prepared a final map, and pursuant to Eureka Municipal Code §155.048(E)(2)(b) and California Government Code §66458 (Subdivision Map Act), the City Council cannot deny approval of the final map if the final map substantially conforms with the previously approved tentative map; and

WHEREAS, the City Engineer and the Planning Commission Executive Secretary have approved the final map and it conforms with the previously approved tentative subdivision map.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUREKA, the City Council approves the final map for the Bode Major Subdivision (SDMJ-20-0001) located at 3634 E Street (APN 010-293-022) on the following basis:

1. The prepared final map substantially conforms with the previously approved tentative subdivision map.

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PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the 3rd day of October, 2023 by the following vote:

AYES: COUNCILMEMBERS
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS

Kim Bergel, Mayor of the City of Eureka

Attest:

Pamela J. Powell, City Clerk

Approved as to Administration:

Approved as to form:

Miles Slattery, City Manager

Autumn Luna, City Attorney